## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO EASTERN DIVISION

Andrew Lewis,	et al.,	:	Case No.:	2:13-cv-823

Plaintiffs, : Judge Frost

v. : Magistrate Judge McCann King

Hearthside Food Solutions, LLC, et al., :

Defendants. :

## ENTRY APPROVING JOINT MOTION TO DISMISS CERTAIN PARTIES

Upon consideration of the joint motion of the parties, the following defendants as well as any cross claims by or against them, are hereby dismissed without prejudice:

Hearthside Food Solutions, LLC

Mars Petcare US, Inc.

Ryt-Way Industries, LLC

Kal Kan Foods, Inc.

/s/ Gregory L. Frost

Judge Frost

Magistrate Judge McCann King

## Respectfully submitted,

/s/ Sydney S. McLafferty

CECIL & GEISER, LLP (0076319)

495 S. High Street, Suite 400 Columbus, Ohio 43215 Telephone: (614) 222-4444 Facsimile: (614) 221-6633

Email: smclafferty@protectingohio.com

Attorney for Plaintiffs

/s/ Jonathan W. Philipp via email auth 8/14/14

Jonathan W. Philipp (0043705)

Philipp & Gregory

5005 Rockside Road, Suite 200 Independence, Ohio 44131 Telephone: (216) 750-0902 Facsimile: (216) 750-0910

Email: jonathan.philipp@zuricha.com

Attorney for Defendants Ryt-Way Industries, LLC &

Toll Packaging Services, LLC

William R. Thomas (0055240)

Thomas & Company, LPA

163 N. Sandusky Street, Suite 103

Delaware, Ohio 43015 Telephone: (740) 363-7182 Facsimile: (740) 363-7153

Email: wthomas@thomaslawlpa.com Attorney for Defendant Hearthside

Food Solutions, LLC

/s/ William R. Thomas via tele auth 8/15/14 /s/ Stephen E. Chappelear via tele auth 8/15/14

Stephen E. Chappelear (0012205)Russell J. Kutell (0067756)

Frost Brown Todd LLC

10 W. Broad Street, Suite 2300

Columbus, Ohio 43215 Telephone: (614) 464-1211 Facsimile: (614) 464-1737 Email: schappelear@fbtlaw.com rkutell@fbtlaw.com

Attorneys for Defendants Mars Petcare US, Inc. &

Kal Kan Foods, Inc.

/s/ Joseph W. Pappalardo via email auth 8/14/14

Joseph W. Pappalardo (0014326)Jeffrey Stupp (0082442)

**Gallagher Sharp** 

1501 Euclid Avenue, Sixth Floor

Cleveland, OH 44115 Telephone: (216) 241-5310 Facsimile: (216) 241-1608

Email: jpappalardi@gallaghersharp.com

jstupp@gallaghersharp.com

Attorneys for Defendant

Knight Transportation Services

## **CERTIFICATE OF SERVICE**

This is to certify that a true and accurate copy of the foregoing was served via e-filing this 15<sup>th</sup> day of August 2014 upon:

Jonathan W. Philipp, Esq.
Philipp & Gregory
5005 Rockside Road, Suite 200
Independence, Ohio 44131
Attorney for Defendant Toll Packaging Services LLC
and Ryt Way Industries, LLC

William R. Thomas, Esq.
Thomas & Company, LPA
163 North Sandusky Street, Suite 103
Delaware, Ohio 43015
Attorney for Defendant
Hearthside Food Solutions, LLC

Joseph W. Pappalardo, Esq. Jeffrey Stupp, Esq. Gallagher Sharp 1501 Euclid Avenue, Sixth Floor Cleveland, OH 44115 Attorneys for Defendant Knight Transportation Services

Stephen E. Chappelear, Esq.
Russell Kutell, Esq.
Frost Brown Todd LLC
10 West Broad Street, Suite 2300
Columbus, Ohio 43215
Attorney for Defendant Kal Kan Foods, Inc. & Mars Petcare US, Inc.

/s/ Sydney S. McLafferty
Sydney S. McLafferty (0076319)
Attorney for Plaintiffs